

HOUSE JOURNAL OF THE IDAHO LEGISLATURE

SECOND REGULAR SESSION
FIFTY-NINTH LEGISLATURE

SIXTY-FOURTH LEGISLATIVE DAY
MONDAY, MARCH 10, 2008

House of Representatives

The House convened at 10:00 a.m., the Speaker in the Chair.

Roll call showed 69 members present.
Absent and excused – Bedke. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Jordan Wilson, Page.

Approval of Journal

March 10, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Sixty-first Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
Boise

March 7, 2008

The Honorable Lawrence Denney
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House Bill, to wit:

H 557

As Always - Idaho, "Esto Perpetua"
/s/ C. L. "Butch" Otter
Governor

March 7, 2008

Mr. Speaker:

I return herewith enrolled **H 353, H 364, H 370, H 375, H 376**, as amended, **H 408**, as amended, **H 414, H 431, H 443, H 469, H 492, H 508, H 538**, and **H 539** which have been signed by the President.

WOOD, Secretary

Enrolled **H 353, H 364, H 370, H 375, H 376**, as amended, **H 408**, as amended, **H 414, H 431, H 443, H 469, H 492, H 508, H 538**, and **H 539** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 7, 2008

Mr. Speaker:

I transmit herewith **SCR 133, S 1462, S 1463, S 1464, S 1450, S 1432, S 1446, S 1448**, and **S 1413**, as amended, which have passed the Senate.

WOOD, Secretary

SCR 133, S 1462, S 1463, S 1464, S 1450, S 1432, S 1446, S 1448, and **S 1413**, as amended, were filed for first reading.

March 7, 2008

Mr. Speaker:

I return herewith **H 570, H 571, H 418**, as amended, **H 530, H 423, H 454, H 455, H 460, H 490, H 452, H 453**, and **H 354** which have passed the Senate.

WOOD, Secretary

H 570, H 571, H 418, as amended, **H 530, H 423, H 454, H 455, H 460, H 490, H 452, H 453**, and **H 354** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 7, 2008

Mr. Speaker:

I return herewith **H 410**, as amended, as amended in the Senate, which has passed the Senate.

WOOD, Secretary

H 410, as amended, as amended in the Senate, was ordered held at the Desk.

Mr. Nielsen asked unanimous consent that the House concur in the Senate amendments to **H 410**, as amended, as amended in the Senate. There being no objection, it was so ordered.

H 410, as amended, as amended in the Senate was referred to the Judiciary, Rules, and Administration Committee for engrossing.

Report of Standing Committees

March 10, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **HCR 56, H 605, H 606, H 607**, and **H 608**.

CLARK, Chairman

HCR 56 was referred to the Health and Welfare Committee.

H 605 was referred to the Resources and Conservation Committee.

H 606 was referred to the Transportation and Defense Committee.

H 607 was referred to the Education Committee.

H 608 was filed for second reading.

March 10, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 389**, as amended, **H 555**, **H 379**, **H 493**, **H 522**, **H 523**, **H 496**, as amended, **H 338**, **H 339**, **H 371**, **H 456**, **H 417**, as amended, and **H 399**.

CLARK, Chairman

The Speaker announced he was about to sign enrolled **H 389**, as amended, **H 555**, **H 379**, **H 493**, **H 522**, **H 523**, **H 496**, as amended, **H 338**, **H 339**, **H 371**, **H 456**, **H 417**, as amended, and **H 399**, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 7, 2008

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **S 1414**, as amended, and recommend that it do pass.

LOERTSCHER, Chairman

S 1414, as amended, was filed for second reading.

March 7, 2008

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration **S 1384** and recommend that it do pass.

BLOCK, Chairman

S 1384 was filed for second reading.

March 10, 2008

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **S 1434** and recommend that it do pass.

LOERTSCHER, Chairman

S 1434 was filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

HOUSE PROCLAMATION NO. 3 BY STATE AFFAIRS COMMITTEE A PROCLAMATION

COMMENDING THE CALAM SHRINE TEMPLE ON ITS ONE HUNDREDTH ANNIVERSARY.

We, the members of the House of Representatives of the State of Idaho assembled in the Second Regular Session of the Fifty-ninth Idaho Legislature, recognize and commend the Calam Shrine Temple in Lewiston on its one hundredth anniversary.

WHEREAS, the Calam Shrine Temple was founded one hundred years ago on July 15, 1908, and is located in Lewiston, has 600 members who reside in North Idaho within the jurisdiction ranging from Riggins north to the Canadian boundary and east and west within Idaho state boundaries; and

WHEREAS, the Shriners are the oldest philanthropic fraternity in the United States with their first hospital having opened in 1922; and

WHEREAS, the Shriners opened a hospital in Spokane, Washington in 1924, and having moved four times are currently in a state-of-the-art facility; and

WHEREAS, the Shriners operate 22 hospitals for children in North America with a 2008 budget of almost \$850 million; and

WHEREAS, four of these hospitals are burn centers featuring the most advanced pediatric burn care available and the other eighteen hospitals specialize in treating a number of conditions; and

WHEREAS, the Shriners Hospitals specialize in treatment for children up to eighteen years of age, with care provided at absolutely zero cost to the patient or the patient's family; and

WHEREAS, the Calam Shrine Temple conducts screening clinics throughout the Northern Idaho area several times a year to locate and assist local children who need certain specialized care and these clinics are advertised throughout the school system and the medical community; and

WHEREAS, in 2007, as a direct result of Calam Shriners, an additional 195 deserving children of North Idaho were introduced to state-of-the-art, cutting edge pediatric medical care at no cost to themselves or their families.

NOW, THEREFORE, BE IT PROCLAIMED by the members of the House of Representatives assembled in the Second Regular Session of the Fifty-ninth Idaho Legislature, that we recognize and commend the Calam Shrine Temple for its one hundred years of service to the citizens of Idaho.

HP 3 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 133, by Finance Committee, was introduced, read the first time by title, and filed for second reading.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 609 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING MONEYS TO THE OFFICE OF THE GOVERNOR FOR THE COMMISSION ON THE ARTS FOR FISCAL YEAR 2009; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 610 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING MONEYS FOR GENERAL EDUCATION PROGRAMS AT BOISE STATE UNIVERSITY,

IDAHO STATE UNIVERSITY, LEWIS-CLARK STATE COLLEGE, THE UNIVERSITY OF IDAHO AND FOR THE OFFICE OF THE STATE BOARD OF EDUCATION FOR FISCAL YEAR 2009; ESTABLISHING AMOUNTS TO BE EXPENDED FOR SYSTEMWIDE PROGRAMS; DIRECTING THE STATE BOARD OF EDUCATION TO PROVIDE A SYSTEM OF REPORTING FACULTY AND STAFF TURNOVER; AND REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES.

HOUSE BILL NO. 611
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS FOR THE OFFICE OF THE STATE BOARD OF EDUCATION FOR FISCAL YEAR 2009; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 612
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO POLITICAL PARTIES; AMENDING SECTION 34-501, IDAHO CODE, TO REMOVE REQUIREMENT FOR A NEWLY CERTIFIED POLITICAL PARTY TO HOLD A CONVENTION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 34-707, IDAHO CODE, TO REMOVE REQUIREMENT THAT A POLITICAL PARTY CONVENTION BE HELD AND TO REVISE REQUIREMENT FOR THE CONDUCT OF STATE PARTY CONVENTION AND TO PERMIT THE WRITING AND ADOPTION OF RULES AND REGULATIONS GOVERNING THE CONDUCT OF CONVENTIONS; AMENDING SECTION 34-734, IDAHO CODE, TO REMOVE AN ALTERNATIVE FOR CASTING A PRESIDENTIAL PREFERENCE PRIMARY BALLOT FOR AN UNCOMMITTED DELEGATION AND TO MAKE A TECHNICAL CORRECTION; REPEALING SECTION 34-735, IDAHO CODE, RELATED TO CANDIDATE'S LIST OF PROPOSED DELEGATES TO NATIONAL CONVENTION; AMENDING SECTION 34-736, IDAHO CODE, TO REMOVE REQUIREMENT FOR CERTIFICATION BY THE SECRETARY OF STATE OF VOTES FOR AN UNCOMMITTED DELEGATION AND TO REMOVE REQUIREMENT FOR THE SELECTION OF DELEGATES AND ALTERNATIVES AT PARTY CONVENTIONS; REPEALING SECTION 34-737, IDAHO CODE, RELATING TO UNCOMMITTED DELEGATES; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 613
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF AGRICULTURE FOR FISCAL YEAR 2009; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES FOR EURASIAN WATERMILFOIL ERADICATION.

HOUSE BILL NO. 614
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF PARKS AND RECREATION FOR FISCAL YEAR 2009; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND REAPPROPRIATING CERTAIN FUNDS FOR CAPITAL OUTLAY.

H 609, H 610, H 611, H 612, H 613, and H 614 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1462, S 1463, and S 1464, by Finance Committee, were read the first time by title and filed for second reading.

S 1450, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Education Committee.

S 1432, by State Affairs Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1446 and S 1413, as amended, by State Affairs Committee, were introduced, read the first time by title, and referred to the State Affairs Committee.

S 1448, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

H 581 and H 602, by Ways and Means Committee, were read the second time by title and filed for third reading.

S 1429, S 1456, S 1457, S 1459, and S 1458, by Finance Committee, were read the second time by title and filed for third reading.

HCR 42, by Health and Welfare Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

Mr. Roberts asked unanimous consent that **H 464** retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 565 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Nonini to open debate.

The question being, "Shall **H 565** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bilbao, Block, Bolz, Bowers, Bradford, Chadderdon, Collins, Crane, Eskridge, Hart, Harwood, Henderson, Kren, Labrador, Loertscher, Marriott,

Mortimer, Moyle, Nielsen, Nonini, Patrick, Raybould, Roberts, Schaefer, Shepherd(02), Shepherd(08), Shirley, Stevenson, Thomas, Vander Woude, Wills, Wood(27), Mr. Speaker. Total -- 37.

NAYS -- Bell, Black, Bock, Boe, Brackett, Chavez, Chew, Clark, Durst, Hagedorn, Henbest, Jaquet, Killen, King, Lake, LeFavour, Luker, Mathews, McGeachin, Pasley-Stuart, Pence, Ringo, Ruchti, Rusche, Sayler, Shively, Smith(30), Smith(24), Snodgrass, Thayne, Trail, Wood(35). Total -- 32.

Absent and excused--Bedke. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 565** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 512 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Henbest to open debate.

The question being, "Shall **H 512** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused--Bedke, Schaefer. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 512** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 541, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Labrador to open debate.

The question being, "Shall **H 541**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused--Bedke. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 541**, as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 481, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Mathews to open debate.

The question being, "Shall **H 481**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- Harwood. Total -- 1.

Absent and excused--Bedke. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 481**, as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 543, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Nonini to open debate.

The question being, "Shall **H 543**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused--Bedke. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 543**, as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 363, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. King to open debate.

The question being, "Shall **H 363**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused--Bedke, Labrador, Lake. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **H 363**, as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that **H 488**, as amended, retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 598 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Brackett to open debate.

The question being, "Shall **H 598** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused--Bedke, Labrador. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 598** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 600 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Henderson to open debate.

The question being, "Shall **H 600** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused--Bedke, Labrador. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 600** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 549 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Lake to open debate.

Mr. Lake asked unanimous consent that, pursuant to Rule 22, discussion of other bills be allowed in debate of **H 549**. There being no objection, it was so ordered.

The question being, "Shall **H 549** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused--Bedke, Black, Labrador, Pasley-Stuart. Total -- 4.

Total -- 70.

Whereupon the Speaker declared **H 549** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 592 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Anderson to open debate.

The question being, "Shall **H 592** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon,

Chavez, Chew, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Henbest, Henderson, Jaquet, Killen, King, Kren, LeFavour, Moyle, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Snodgrass, Stevenson, Thomas, Trail, Wills, Wood(35). Total -- 51.

NAYS -- Barrett, Clark, Harwood, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Nielsen, Roberts, Smith(24), Thayne, Vander Woude, Wood(27), Mr. Speaker. Total -- 17.

Absent and excused--Bedke, Labrador. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 592** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 440, as amended in the Senate, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Hagedorn to open debate.

The question being, "Shall **H 440**, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused--Bedke, McGeachin. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 440**, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

HCR 52 was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall **HCR 52** be adopted?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen,

Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused--Bedke. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **HCR 52** adopted and ordered the resolution transmitted to the Senate.

HCR 53 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Black to open debate.

The question being, "Shall **HCR 53** be adopted?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused--Bedke. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **HCR 53** adopted and ordered the resolution transmitted to the Senate.

HCR 54 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Nonini to open debate.

Mr. Nonini asked unanimous consent that, pursuant to Rule 22, discussion of other bills be allowed in debate of **HCR 54**. There being no objection, it was so ordered.

The question being, "Shall **HCR 54** be adopted?"

Whereupon the Speaker declared **HCR 54** adopted by voice vote and ordered the resolution transmitted to the Senate.

HCR 55 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Henbest to open debate.

The question being, "Shall **HCR 55** be adopted?"

Roll call resulted as follows:

AYES -- Anderson, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Collins, Durst, Eskridge, Hagedorn, Henbest, Henderson, Jaquet, Killen, King, Labrador, Lake, LeFavour, Mathews, Mortimer, Moyle, Nonini, Pasley-Stuart, Pence, Ringo, Ruchti, Rusche, Sayler, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Thomas, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total -- 49.

NAYS -- Andrus, Barrett, Bayer, Clark, Crane, Hart, Harwood, Kren, Loertscher, Luker, Marriott, McGeachin, Nielsen, Patrick, Raybould, Roberts, Schaefer, Stevenson, Thayn, Wood(35). Total -- 20.

Absent and excused--Bedke. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **HCR 55** adopted and ordered the resolution transmitted to the Senate.

Mr. Moyle moved that the House recess until 3:30 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 3:30 p.m.

RECESS

Afternoon Session

The House reconvened at 3:30 p.m., the Speaker in the Chair.

Roll call showed 67 members present.

Absent and excused --Bedke, Black, Schaefer. Total -- 3.

Total -- 70.

Prior to recess, the House was at the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

S 1439 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall **S 1439** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Ringo, Roberts, Ruchti, Rusche, Sayler, Shepherd(02), Shepherd(08), Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wood(27), Mr. Speaker. Total -- 60.

NAYS -- None.

Absent and excused--Bedke, Black, Block, Kren, McGeachin, Raybould, Schaefer, Shirley, Wills, Wood(35). Total -- 10.

Total -- 70.

Whereupon the Speaker declared **S 1439** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1445 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Henderson to open debate.

The question being, "Shall **S 1445** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Ringo, Roberts, Ruchti, Rusche, Sayler, Shepherd(02), Shepherd(08), Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total -- 62.

NAYS -- None.

Absent and excused--Bedke, Black, Block, McGeachin, Raybould, Schaefer, Shirley, Wood(35). Total -- 8.

Total -- 70.

Whereupon the Speaker declared **S 1445** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1451 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Wood to open debate.

The question being, "Shall **S 1451** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Ringo, Ruchti, Rusche, Sayler, Shepherd(02), Shepherd(08), Shively, Smith(30), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 61.

NAYS -- None.

Absent and excused--Bedke, Black, Block, McGeachin, Raybould, Roberts, Schaefer, Shirley, Smith(24). Total -- 9.

Total -- 70.

Whereupon the Speaker declared **S 1451** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1452 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Henbest to open debate.

The question being, "Shall **S 1452** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Ringo, Ruchti, Rusche, Saylor, Shepherd(02), Shepherd(08), Shively, Smith(30), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 61.

NAYS -- None.

Absent and excused--Bedke, Black, Block, McGeachin, Raybould, Roberts, Schaefer, Shirley, Smith(24). Total -- 9.
Total -- 70.

Whereupon the Speaker declared **S 1452** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1453 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Henbest to open debate.

The question being, "Shall **S 1453** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Ruchti, Rusche, Saylor, Shepherd(02), Shepherd(08), Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 61.

NAYS -- None.

Absent and excused--Bedke, Black, Block, Durst, Raybould, Ringo, Roberts, Schaefer, Shirley. Total -- 9.
Total -- 70.

Whereupon the Speaker declared **S 1453** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1454 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Wood to open debate.

The question being, "Shall **S 1454** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews,

McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Roberts, Ruchti, Rusche, Saylor, Shepherd(02), Shepherd(08), Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 61.

NAYS -- None.

Absent and excused--Bedke, Black, Block, Durst, Raybould, Ringo, Schaefer, Shirley, Trail. Total -- 9.
Total -- 70.

Whereupon the Speaker declared **S 1454** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1352 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

Mr. Eskridge asked unanimous consent that, pursuant to Rule 22, discussion of other bills be allowed in debate of **S 1352**. There being no objection, it was so ordered.

The question being, "Shall **S 1352** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Roberts, Ruchti, Rusche, Saylor, Shepherd(02), Shepherd(08), Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 62.

NAYS -- None.

Absent and excused--Bedke, Black, Block, Raybould, Ringo, Schaefer, Shirley, Trail. Total -- 8.
Total -- 70.

Whereupon the Speaker declared **S 1352** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1354 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall **S 1354** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Roberts, Ruchti, Rusche, Saylor, Shepherd(02), Shepherd(08), Shively, Smith(30), Snodgrass, Stevenson, Thayne, Thomas, Vander Woude, Wills, Wood(27), Wood(35),

Mr. Speaker. Total -- 60.

NAYS -- Smith(24). Total -- 1.

Absent and excused--Bedke, Black, Block, Patrick, Raybould, Ringo, Schaefer, Shirley, Trail. Total -- 9.

Total -- 70.

Whereupon the Speaker declared **S 1354** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1418 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall **S 1418** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Roberts, Ruchti, Rusche, Sayler, Shepherd(02), Shepherd(08), Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Vander Woude, Wills, Wood(27), Mr. Speaker. Total -- 61.

NAYS -- None.

Absent and excused--Bedke, Black, Block, Raybould, Ringo, Schaefer, Shirley, Trail, Wood(35). Total -- 9.

Total -- 70.

Whereupon the Speaker declared **S 1418** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1362 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Boe to open debate.

The question being, "Shall **S 1362** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Roberts, Ruchti, Rusche, Sayler, Shepherd(02), Shepherd(08), Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 62.

NAYS -- None.

Absent and excused--Bedke, Black, Block, Raybould, Ringo, Schaefer, Shirley, Trail. Total -- 8.

Total -- 70.

Whereupon the Speaker declared **S 1362** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1371 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall **S 1371** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Roberts, Ruchti, Rusche, Sayler, Shepherd(02), Shepherd(08), Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Vander Woude, Wills, Wood(27), Mr. Speaker. Total -- 61.

NAYS -- None.

Absent and excused--Bedke, Black, Block, Raybould, Ringo, Schaefer, Shirley, Trail, Wood(35). Total -- 9.

Total -- 70.

Whereupon the Speaker declared **S 1371** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1325 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Luker to open debate.

The question being, "Shall **S 1325** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Roberts, Ruchti, Rusche, Sayler, Shepherd(02), Shepherd(08), Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Vander Woude, Wood(27), Mr. Speaker. Total -- 60.

NAYS -- None.

Absent and excused--Bedke, Black, Block, Raybould, Ringo, Schaefer, Shirley, Trail, Wills, Wood(35). Total -- 10.

Total -- 70.

Whereupon the Speaker declared **S 1325** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1331 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Luker to open debate.

The question being, "Shall **S 1331** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bell, Bilbao, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Nielsen, Nonini, Pasley-Stuart, Pence, Roberts, Ruchti, Rusche, Sayler, Shepherd(02), Shepherd(08), Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Wood(27), Mr. Speaker. Total -- 56.

NAYS -- Bayer, Patrick, Vander Woude. Total -- 3.

Absent and excused--Bedke, Black, Block, Moyle, Raybould, Ringo, Schaefer, Shirley, Trail, Wills, Wood(35). Total -- 11.
Total -- 70.

Whereupon the Speaker declared **S 1331** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1382 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Roberts to open debate.

The question being, "Shall **S 1382** pass?"

Roll call resulted as follows:

AYES -- Anderson, Barrett, Bayer, Bilbao, Bock, Bolz, Bowers, Brackett, Chadderdon, Chavez, Chew, Clark, Crane, Durst, Eskridge, Hagedorn, Hart, Henbest, Henderson, Jaquet, Killen, King, Kren, LeFavour, Moyle, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Roberts, Ruchti, Rusche, Sayler, Shepherd(02), Shepherd(08), Shively, Smith(30), Snodgrass, Stevenson, Thomas, Wood(27), Mr. Speaker. Total -- 43.

NAYS -- Andrus, Bell, Boe, Bradford, Collins, Harwood, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Nielsen, Smith(24), Thayn, Vander Woude. Total -- 18.

Absent and excused--Bedke, Black, Block, Ringo, Schaefer, Shirley, Trail, Wills, Wood(35). Total -- 9.
Total -- 70.

Whereupon the Speaker declared **S 1382** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1359 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Ruchti to open debate.

The question being, "Shall **S 1359** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Bayer, Bell, Bilbao, Bock, Boe, Bolz, Bowers, Brackett, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Marriott, Mathews, Mortimer, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Roberts, Ruchti, Sayler, Shepherd(02), Shepherd(08), Shively, Smith(30), Snodgrass, Thayn, Thomas, Vander Woude, Wood(27), Mr. Speaker. Total -- 51.

NAYS -- Barrett, Bradford, Harwood, Loertscher, Moyle, Rusche, Smith(24), Stevenson, Wood(35). Total -- 9.

Absent and excused--Bedke, Black, Block, Luker, McGeachin, Ringo, Schaefer, Shirley, Trail, Wills. Total -- 10.
Total -- 70.

Whereupon the Speaker declared **S 1359** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1389 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Roberts to open debate.

Mr. Roberts asked unanimous consent that, pursuant to Rule 22, discussion of other documents be allowed in debate of **S 1389**. There being no objection, it was so ordered.

The question being, "Shall **S 1389** pass?"

Roll call resulted as follows:

AYES -- Anderson, Bell, Block, Bock, Boe, Bolz, Brackett, Bradford, Chadderdon, Chavez, Chew, Collins, Crane, Durst, Hagedorn, Henbest, Killen, King, Kren, Labrador, LeFavour, Mathews, Mortimer, Moyle, Roberts, Ruchti, Rusche, Shepherd(02), Smith(30), Thomas, Wood(27), Mr. Speaker. Total -- 32.

NAYS -- Andrus, Barrett, Bayer, Bilbao, Bowers, Clark, Eskridge, Hart, Harwood, Henderson, Jaquet, Lake, Loertscher, Marriott, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Sayler, Shepherd(08), Shirley, Shively, Smith(24), Snodgrass, Stevenson, Thayn, Vander Woude, Wood(35). Total -- 30.

Absent and excused--Bedke, Black, Luker, McGeachin, Ringo, Schaefer, Trail, Wills. Total -- 8.
Total -- 70.

Whereupon the Speaker declared **S 1389** passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Roberts asked unanimous consent that the following letter be spread across the pages of the Journal.

February 20, 2008

Reymundo Rodriquez
Commercial Vehicle Services Manager
Idaho Department of Transportation
P.O. Box 7129
Boise Idaho 83707-1129

RE: Idaho State Police Regulated Wet Cement Enforcement Policy

Dear Mr. Rodriquez:

I'm writing to advise you of what the Idaho State Police policy will be if Idaho Statue 67-2901B is changed this legislative session, and wet cement becomes an intrastate regulated commodity. This will mean that cement trucks will have to follow Federal Motor

Carrier Safety Agency regulations and comply with Commercial Vehicle Safety Alliance, (CVSA) Out-of-Service criteria.

While safety will be our first priority, we will also be cognizant that cement hardens as it is transported and as a result, pours need to be made within time specific guidelines. We realize many people depend on the product being delivered on time, and that if the product is delayed too long, the cement consistency can fall out of prescribed guidelines and result in a flawed pour that could result in the failure of the total job. This would not only result in the loss of the load of cement, but could result in a catastrophic loss to a contractor.

When one of our officers encounters a loaded cement truck to inspect, they will first determine what the time constraints are for the load to be poured. If there is an imminent hazardous safety issue that would immediately affect the safe operation of that vehicle, it will not be allowed to proceed until the problem is resolved. The company will be notified immediately so they can make arrangements for repair and notification of personnel at any job site(s).

If an officer wants to conduct a CVSA inspection, and there is not an immediate safety hazard, and the load needs to be delivered within a short period of time, the officer will accompany the truck to the job site and complete the inspection after the truck has unloaded its product. If an officer detects a violation of the CVSA Out-of-Service criteria, he/she will ensure the company is notified of the issue(s) and what will be required to resolve the matter. Every effort will be made to enforce safety but not to interrupt commerce unnecessarily.

If this law is enacted, the Idaho State Police Commercial Vehicle Safety program will also send notifications to the business addresses of Idaho cement carriers, advising them how the change will affect them and offer our services in an effort to help them be compliant before a roadside inspection occurs.

Sincerely,

/s/ Captain Lamont Johnston
Idaho State Police
Commercial Vehicle Safety

Mrs. Wood asked unanimous consent that **H 602** be placed on General Orders for consideration. There being no objection, it was so ordered.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 10:00 a.m., Tuesday, March 11, 2008. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 5:21 p.m.

LAWERENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk